



To: Office of Planning and Research
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From: Department of Fish and Wildlife
Northern Region
619 Second Street
Eureka, California 95501
Contact: Ryan Bourque
Phone: 707-441-2064

Lead Agency (if different from above)
Humboldt County Dept. of Planning and Building
3015 H Street
Eureka, CA 95501
Contact: Steven Lazar
Phone: 707-445-7245

SUBJECT: **Filing of Notice of Determination pursuant to Public Resources Code section 21108**

State Clearinghouse Number: 2015102005

Project Title: Dogan Water Diversion, Pond and Stream Crossings Project (Lake or Streambed Alteration Agreement No. 1600-2019-0723-R1)

Project Location (include county): The project to be completed is located within the South Fork Eel River watershed, approximately 5.8 miles Northwest of the town of Redway, County of Humboldt, State of California. The project is located in Section 25, T03S, R02E, Humboldt Base and Meridian; in the Ettersburg U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 221-230-003; latitude 40.1718 N and longitude 123.9101 W at the point of diversion (POD).

Project Description: The project is limited to 12 encroachments to Hacker Creek and unnamed tributaries. One encroachment is for water diversion for domestic use only and work will include use and maintenance of diversion infrastructure. Two encroachments are to upgrade and remediate a failing pond spillway and pond embankment. The other proposed work is to upgrade or remediate unpermitted culverts and erosion issues. Work will include some of all of the following: excavation, culvert removal, culvert replacement, backfilling and compaction of fill, installation of critical dip, hydrologically disconnecting road runoff, and rock armoring as necessary to minimize erosion.

This is to advise that CDFW, acting as the Lead Agency / a Responsible Agency approved the above-described project and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

1. The project will not have a significant effect on the environment. This determination is limited to effects within CDFW's permitting jurisdiction as a Responsible Agency.
2. A mitigated negative declaration / negative declaration was prepared for this project pursuant to the provisions of CEQA.
CDFW considered the mitigated negative declaration / negative declaration prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures were / were not made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan was / was not adopted by CDFW for this project.
5. A Statement of Overriding Considerations was not adopted by CDFW for this project.
6. Findings were not made by CDFW pursuant to Public Resources Code section 21081, subdivision (a).

The mitigated negative declaration / negative declaration prepared for the project is available to the general public at the office location listed above for the Lead Agency. CDFW's record related to the Lake or Streambed Alteration Agreement is available to the public for review at CDFW's regional office.

DocuSigned by:

Scott Bauer

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9/14/2021

Signature

Date:

Scott Bauer, Senior Environmental Scientist Supervisor

Date Received for filing at OPR: _____